

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK  
COUNTY OF New York

-----X Index No. 07 CV 3102  
PHYLLIS WAGUESPACK,

Plaintiff(s)  
Against  
MERCK & CO., INC.,,

Affidavit of Service of  
Summons and Complaint

Defendant(s)  
-----X  
STATE OF NEW YORK, COUNTY OF NEW YORK, SS:

The undersigned, being duly sworn, deposes and says: deponent is not a party herein, is over 18 years of age and resides at BRONX, NY

That on April 30, 2007 at 09:58 AM at the address  
ONE MERCK DRIVE  
WHITEHOUSE STATION, NJ 08889

deponent served the within Summons and Complaint

UPON: **MERCK & CO., INC.-**

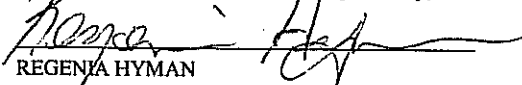
By personally delivering a true copy of the Summons and Complaint to MAUREEN B. MITNIK, managing agent thereof.


Deponent describes the person actually served as follows:

SEX: FEMALE  
SKIN: White  
HAIR: Brown and Blonde  
AGE: 36-50  
HEIGHT: 5'4"-5'8"  
WEIGHT: 131-160  
OTHER FEATURES: Glasses

I asked the person spoken to whether said served was in active military service of the United States or of the State of New York in any capacity whatsoever and received a negative response. Said served wore ordinary civilian clothing and no military uniform. The grounds of this belief and the source of my information in this regard are the observations and conversations accounted above. Hence, upon information and belief, I assert that the recipient is not in military service of the United States or of New York State as the term is defined in the state or in the Federal statutes.

Sworn to before me this 3rd day of May, 2007

  
REGENIA HYMAN  
NOTARY PUBLIC, STATE OF NEW YORK  
NO: 01HY6045811  
QUALIFIED IN NEW YORK COUNTY  
COMMISSION EXPIRES: July 31, 2010

  
ANGELO RODRIGUEZ  
LICENSE NO.: 1000177